1 MICAHEL J. MICELI, ESQ. 2 Nevada Bar No. 10151 PITARO & FUMO CHTD. 3 601 Las Vegas Blvd. South 4 Las Vegas, Nevada 89101 (702) 382-9221 (702) 474-4210 fax 5 Email: kristine.fumolaw@gmail.com Attorney for Defendant 6 MARCUS ANTHONY MILLNER 7 8 UNITED STATES DISTRICT COURT 9 **DISTRICT OF NEVADA** 10 UNITED STATES OF AMERICA, 11 Plaintiff, Case No.: 2:20-CR-00313-APG-NJK 12 **Stipulation to Continue Sentencing** 13 v. Hearing 14 MARCUS ANTHONY MILLNER, 15 (Fifth Request) Defendant. 16 17 18 IT IS HEREBY STIPULATED AND AGREED, by and between 19 CHRISTOPHER BURTON, ESQ., Assistant United States Attorney, counsel for the 20 21 United States of America, and MICHAEL J. MICELI, ESQ., counsel for MARCUS 22 ANTHONY MILLNER, that the Sentencing Hearing currently set for September 1, 2022, 23 at 11:00 a.m., be vacated and continued to a date and time convenient to the Court, but no 24 sooner than 90 days from the date of this filing. In support of this Stipulation, the parties 25 state as follows: 26 27 28

1	1.	Defendant still needs addition	onal time to satisfy his outstanding warrants.
2	2.	Defendant is not in custody	and does not object to this request for
3	continuance.		
4	3.		A Christopher Burton, who does not oppose a
5		-	A Christopher Burton, who does not oppose a
6	continuance		
7	4.	Denial of this request for con	ntinuance could result in a miscarriage justice.
8	5.	For all the above-stated reas	ons, the ends of justice would best be served by a
9 10	continuance of the Sentencing Hearing until a date and time convenient to the Court but r		
11	sooner than 90 days from the filing of this Stipulation.		
12	6. Т	This is the fourth request to con	tinue the Sentencing Hearing in this matter.
13	WHEREFORE, the parties respectfully request that the Court accept the stipulation		
14	of the parties and enter an Order continuing the Sentencing Hearing to a date and ting convenient to the Court but no sooner than 90 days from the date of the filing of the		
15			
16			
17	pleading. A proposed Order is attached for the Court's consideration.		
18	DAT	ΓED this 17th day of August, 2	022.
19	Respectfully submitted,		Respectfully submitted,
20			
21	/S/ Mich	ael J. Miceli, Esq	/S/ Christopher Burton
22	MICHAEL	J. MICELI, ESQ.	CHRISTOPHER BURTON
23		r No. 10151 gas Blvd. South	Assistant United States Attorney 501 Las Vegas Blvd. South,
24	Las Vegas,	Nevada 89101	Suite 1100
25	1	r Defendant ANTHONY MILLNER	Las Vegas, NV 89101 Attorney for the United States
26			, and the second
27			
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UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Case No.: 2:18-CR-00095-APG-NJK-2 Plaintiff, v. Order MARCUS ANTHONY MILLNER, Defendant. This matter coming on the parties' Stipulation to Continue Sentencing Hearing, the Court having considered the premises therein and good cause showing, the Court accepts the Stipulation of the parties and finds as follows: 1. Defendant still needs additional time to satisfy his outstanding warrants. 2. Defendant is not in custody and does not object to this request for continuance. 3. Counsel has spoken to AUSA Christopher Burton, who does not oppose a continuance. 4. Denial of this request for continuance could result in a miscarriage justice. 5. For all the above-stated reasons, the ends of justice would best be served by a continuance of the Sentencing Hearing until a date and time convenient to the Court but no 24 sooner than 90 days from the filing of this Stipulation. 25 6. This is the fourth request to continue the Sentencing Hearing in this matter. 26 /// 27

WHEREFORE, the Court accepts the Stipulation of the parties and ORDERS that the Sentencing Hearing, currently set for September 1, 2022, at 11:00 a.m., shall be, and is, VACATED and CONTINUED to the 29th day of December, 2022 at 9:00 a.m., in Courtroom 6C.

IT IS SO ORDERED.

DATED this 18th day of August, 2022.

ANDREW P. GORDON United States District Judge